

## INTERNATIONAL SEARCH REPORT

International Application No

PCT/HU2004/000073

**A. CLASSIFICATION OF SUBJECT MATTER**  
 IPC 7 C07C231/12 C07C231/24 C07C233/63

According to International Patent Classification (IPC) or to both national classification and IPC

**B. FIELDS SEARCHED**

Minimum documentation searched (classification system followed by classification symbols)

IPC 7 C07C

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practical, search terms used)

EPO-Internal, CHEM ABS Data

**C. DOCUMENTS CONSIDERED TO BE RELEVANT**

Category	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No
P, X	WO 03/093222 A (GANESH SAMBASIVAM ; PUTHIAPARAMPIL TOM THOMAS (IN); ASWATHANARAYANAPPA) 13 November 2003 (2003-11-13) claim 4; example 4 -----	1,2
P, X	EP 1 334 963 A (AJINOMOTO KK) 13 August 2003 (2003-08-13) claims 1,5,6; example 1 -----	3
P, X	WO 03/087038 A (NOVARTIS PHARMA GMBH ; NOVARTIS AG (CH); SUTTON PAUL ALLEN (US)) 23 October 2003 (2003-10-23) claim 1 example 1 -----	5
P, A	----- -/-	8

 Further documents are listed in the continuation of box C Patent family members are listed in annex

## \* Special categories of cited documents

- \*A\* document defining the general state of the art which is not considered to be of particular relevance
- \*E\* earlier document but published on or after the international filing date
- \*L\* document which may throw doubts on priority, claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)
- \*O\* document referring to an oral disclosure, use, exhibition or other means
- \*P\* document published prior to the international filing date but later than the priority date claimed

- \*T\* later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention
- \*X\* document of particular relevance, the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone
- \*Y\* document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art
- \*&\* document member of the same patent family

Date of the actual completion of the international search

1 December 2004

Date of mailing of the international search report

21.12.2004

Name and mailing address of the ISA

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## C.(Continuation) DOCUMENTS CONSIDERED TO BE RELEVANT

Category	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	SHINKAI H ET AL: "N-(CYCLOHEXYLCARBONYL)-D-PHENYLALANINES AND RELATED COMPOUNDS. A NEW CLASS OF ORAL HYPOGLYCEMIC AGENTS. 2" JOURNAL OF MEDICINAL CHEMISTRY, AMERICAN CHEMICAL SOCIETY. WASHINGTON, US, Vol. 32, no. 7, 1989, pages 1436-1441, XP001172441 ISSN: 0022-2623 page 1441, column 2, line 4 - line 15; table 1 -----	1
X	EP 0 196 222 A (AJINOMOTO KK) 1 October 1986 (1986-10-01) example 31 & US 4 816 484 A 28 March 1989 (1989-03-28) cited in the application -----	1
P,A	WO 2004/009532 A (DOLITZKY BEN-ZION ; GOME BOAZ (IL); GOZLAN YIGAEL (IL); TEVA PHARMA (I) 29 January 2004 (2004-01-29) claims 52,53; examples 2,15; table X claim 88; figures 6,40 -----	6
P,X	US 5 488 150 A (KOGUCHI YOSHIHITO ET AL) 30 January 1996 (1996-01-30) cited in the application column 4, line 9 - column 5, line 55; example B -----	5
A	US 5 488 150 A (KOGUCHI YOSHIHITO ET AL) 30 January 1996 (1996-01-30) cited in the application column 4, line 9 - column 5, line 55; example B -----	6

# INTERNATIONAL SEARCH REPORT

International application No.  
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## Box II Observations where certain claims were found unsearchable (Continuation of item 2 of first sheet)

This International Search Report has not been established in respect of certain claims under Article 17(2)(a) for the following reasons:

1.  Claims Nos.: because they relate to subject matter not required to be searched by this Authority, namely:
  
2.  Claims Nos.: because they relate to parts of the International Application that do not comply with the prescribed requirements to such an extent that no meaningful International Search can be carried out, specifically:
  
3.  Claims Nos.: because they are dependent claims and are not drafted in accordance with the second and third sentences of Rule 6.4(a).

## Box III Observations where unity of invention is lacking (Continuation of item 3 of first sheet)

This International Searching Authority found multiple inventions in this international application, as follows:

see additional sheet

1.  As all required additional search fees were timely paid by the applicant, this International Search Report covers all searchable claims.
  
2.  As all searchable claims could be searched without effort justifying an additional fee, this Authority did not invite payment of any additional fee.
  
3.  As only some of the required additional search fees were timely paid by the applicant, this International Search Report covers only those claims for which fees were paid, specifically claims Nos.:
  
4.  No required additional search fees were timely paid by the applicant. Consequently, this International Search Report is restricted to the invention first mentioned in the claims; it is covered by claims Nos.:

### Remark on Protest

The additional search fees were accompanied by the applicant's protest.

No protest accompanied the payment of additional search fees.

FURTHER INFORMATION CONTINUED FROM PCT/ISA/ 210

This International Searching Authority found multiple (groups of) inventions in this international application, as follows:

1. claims: 1-5, 11 partially

Processes for the preparation of crystalline modification "G" or "H" of nateglinide according to the range of temperature of the acidic liberation

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2. claims: 6-7

Alternative process for the preparation of nateglinide in the crystalline modification "H" by boiling another crystalline form in the presence of an alkane

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3. claims: 8-10, 11 partially

Alternative process for the preparation of chirally pure nateglinide wherein the acidic liberation is accomplished by adding the acid in two portions

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## INTERNATIONAL SEARCH REPORT

Information on patent family members

International Application No

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Patent document cited in search report	Publication date	Patent family member(s)			Publication date
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